

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – Land Acquisition –PJP – GADWAL - Mahabubnagar District – Weepanagandla (Mandal) – Koppunur (Village) - O.P.No.51/2003 - Sanction of decretal charges of **Rs.4,46,587/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 46

DATE:19 .01.2009

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.SRP4/923/2008,
Dt:05.10.08 alongwith the letter of Spl.Collector, LA, Bheema Project,
Mahabubnagar District.

O R D E R:

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, LA, Bheema Project, Mahabubnagar District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.51/2003 pertaining to Koppunur (V) Weepanagandla (M) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the Houses situated in the limits of Koppunoor (V) Weepanagandla (M) by fixing the market value @Rs.5-04 per Sq.ft through Award No.76/1981, dt:02.05.1981 for the purpose of submergence under Srisailem Hydro Electric Project. Aggrieved with the market value awarded by the LAO, the awardees have filed petitions U/s.18 (1) of L.A.Act with a request to refer the matter to the Civil Court for adjudication. The Sr.Civil Judge, Wanaparthy in its orders dt:09.03.2005 had delivered judgments by enhancing the market value from Rs.5-04 to 40-90 to O.P.No.51/2003. Aggrieved with the market value enhanced by the Lower Court, the SDC, LA, PJP, Gadwal has filed appeal in the Hon'ble High Court of A.P, Hyd against the orders of the Lower Court. The Hon'ble H.C has dismissed the appeal filed by SDC, LA, PJP, Gadwal by confirming the judgments of Lower Court. In the meanwhile, the claimants have filed E.Ps before the Court of the Senior Civil Judge at Wanaparthy attaching the Govt.property The Sr.Civil Judge at Wanaparthy issued proclamation orders and finally the E.P.Schedule Property has been sold through public auction on 05.08.2008.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.4,46,587/- (Rupees Four lakhs forty six thousand five hundred and eighty seven only)** in respect of O.P.No.51/2003 pertaining to Koppunur (V) Weepanagandla (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The amount in para (11) above, shall be debitable to the following Head of Account under "2801 – 01- 105 – SHES – G.H-11 – Normal State Plan – S.H (26) – Dams and Appurtenant works – 530 – Major works – 532 – Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.SP.15628/F2(2)/2008-1, dated 27.12.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, Bheema Project, Mahabubnagar District.

The Chief Engineer, NSRSSP, Gaganvihar, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.32701/LA-III(A2)/2008.

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER